

1 KEKER & VAN NEST LLP
R. JAMES SLAUGHTER - # 192813
2 rslaughter@kvn.com
R. ADAM LAURIDSEN - # 243780
3 alauridsen@kvn.com
MATAN SHACHAM - # 262348
4 mshacham@kvn.com
633 Battery Street
5 San Francisco, CA 94111-1809
Telephone: 415-391-5400
6 Facsimile: 415-397-7188

7 Attorneys for Plaintiff and Counterclaim-Defendant
ELECTRONIC ARTS INC.

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

11 ELECTRONIC ARTS INC.,

12 Plaintiffs,

13 v.

14 TEXTRON INC., BELL HELICOPTER
15 TEXTRON INC. and TEXTRON
16 INNOVATIONS INC.,

17 Defendants.

Case No. CV 12-0118-WHA

**STIPULATION AND ~~PROPOSED~~
ORDER DISMISSING DEFENDANT
TEXTRON INC. PURSUANT TO RULE
41(A)**

Ctrm: 8, 19th Floor
Judge: Hon. William H. Alsup

Date Filed: January 6, 2012

19 TEXTRON INNOVATIONS INC. and
20 BELL HELICOPTER TEXTRON INC.,

21 Counterclaim-Plaintiffs,

22 v.

23 ELECTRONIC ARTS INC.

24 Counterclaim-Defendant.

WHEREAS, on December 21, 2011, Texas counsel identifying themselves as representing Textron Inc., Textron Innovations Inc. and Bell Helicopter Textron Inc. sent a letter to Plaintiff and Counterclaim-Defendant Electronic Arts Inc. ("EA") demanding that EA cease use of their clients' purported intellectual property and compensate them for past use;

WHEREAS, on January 6, 2012, EA filed a complaint for declaratory relief against Textron Inc., Textron Innovations Inc., and Bell Helicopter Textron Inc. (collectively, "Textron");

WHEREAS, on May 7, 2012, Textron Innovations Inc. and Bell Helicopter Textron Inc. filed counterclaims against EA;

WHEREAS, on September 27, 2012, California counsel for Textron sent counsel for EA a letter confirming that Textron Inc. has no legal interest in this matter that would not be fully resolved by a judgment involving Textron Innovations Inc. and Bell Helicopter Textron Inc.;

IT IS HEREBY STIPULATED THAT:

1. Defendant Textron Inc. is dismissed without prejudice from this action pursuant to Federal Rule of Civil Procedure 41(a).

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

Dated: October 25, 2012

KEKER & VAN NEST LLP

By: /s/ R. James Slaughter

R. James Slaughter (SBN 192813)
 rslaughter@kvn.com
 R. Adam Lauridsen (SBN 243780)
 alauridsen@kvn.com
 KEKER & VAN NEST LLP
 633 Battery Street
 San Francisco, CA 94111-1809
 Telephone: (415) 391-5400
 Facsimile: (415) 397-7188

Attorneys for Plaintiff and Counterclaim-
 Defendant ELECTRONIC ARTS INC.,

1 Dated: October 25, 2012

By: KIRKLAND & ELLIS LLP

3 /s/ Mark E. McKane

James F. Basile (SBN 228965)
james.basile@kirkland.com
Mark E. McKane (SBN 230552)
mark.mckane@kirkland.com
KIRKLAND & ELLIS LLP
555 California Street
San Francisco, California 94104
Telephone: (415) 439-1400
Facsimile: (415) 439-1500

9 Attorneys for Defendants and Counterclaim
10 Plaintiffs TEXTRON INC., BELL
11 HELICOPTER TEXTRON INC., and
TEXTRON INNOVATIONS INC

12 PURSUANT TO STIPULATION, IT IS SO ORDERED.

13 DATED: October 25, 2012.



HON. WILLIAM H. ALSUP
UNITED STATES DISTRICT JUDGE

1 **ATTESTATION PURSUANT TO GENERAL ORDER 45**

2
3 I, R. James Slaughter, attest that concurrence in the filing of this document has been
4 obtained from the signatories. I declare under penalty of perjury that the foregoing is true and
5 correct.

6
7 Dated: October 25, 2012

KEKER & VAN NEST LLP

8
9 By: /s/ R. James Slaughter

R. James Slaughter (SBN 192813)

rslaughter@kvn.com

R. Adam Lauridsen (SBN 243780)

alauridsen@kvn.com

KEKER & VAN NEST LLP

633 Battery Street

San Francisco, CA 94111-1809

Telephone: (415) 391-5400

Facsimile: (415) 397-7188

14 Attorneys for Plaintiff and Counterclaim-
15 Defendant ELECTRONIC ARTS INC.,
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CERTIFICATE OF SERVICE

I hereby certify that on October 25, 2012, I electronically filed the foregoing document using the CM/ECF system which will send notification of such filing to the e-mail addresses registered in the CM/ECF system, as denoted on the Electronic Mail Notice List, and I hereby certify that I have mailed a paper copy of the foregoing document via the United States Postal Service to the non-CM/ECF participants indicated on the Manual Notice List generated by the CM/ECF system.

/s/ R. James Slaughter
R. JAMES SLAUGHTER